



Attorney Docket No: OPHD-06331

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: John A. Kink
Serial No.: 09/832,233
Filed: 04/10/01
Entitled: Prevention and Treatment of Necrotizing Enterocolitis

Group No.: 1625
Examiner:

#3

RESPONSE TO NOTICE TO FILE MISSING PARTS

Attention: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on September 5, 2001.

By:

Christopher J. Collins

Sir or Madam:

In response to the Notice to File Missing Parts of Application -- Filing Date Granted (Form PTO-1533) mailed May 24, 2001 (a copy of which is enclosed), applicants submit the following documents:

- ▶ Executed declaration or oath
- ▶ an Assignment document for recording whereby the subject application and the invention disclosed therein is assigned to Promega Corporation, 2800 Woods Hollow Road, Madison, Wisconsin 53711-5399 and a Recordation Form Cover Sheet -- Patents Only (Form PTO-1595)
- ▶ Power of Attorney by Assignee
- ▶ Petition for extension of time for filing within the second month

A check in the amount of \$560.00 is enclosed herewith to cover:

\$130.00 surcharge for filing missing parts of an application
\$40.00 recordation fee
\$390.00 for filing a two month extension of time

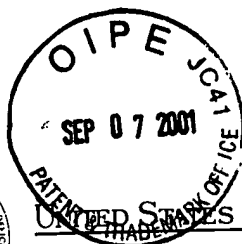
The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: September 5, 2001

Peter G. Carroll

Registration No. 32,837

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 305
San Francisco, California 94105
617/252-3353



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/832,233	04/10/2001	John A. Kink	OPHD-06331

CONFIRMATION NO. 8942

FORMALITIES LETTER



OC000000006110543

MEDLEN & CARROLL, LLP
220 Montgomery Street, Suite 2200
San Francisco, CA 94104

Date Mailed: 05/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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